

## **REMARKS**

Claims 1-21 were pending in this application. By this amendment, claims 4-5, 9, 14-15, and 19 are hereby amended, and claims 1-3, 6-8, 10-13, 16-18, and 20-21 are canceled without prejudice or disclaimer. Thus claims 4-5, 9, 14-15, and 19 are pending in the application. The claims have not been amended for reasons related to patentability, but are amended to expedite the allowance of this case. Applicants respectfully request reconsideration of the present claims in view of the foregoing amendments and the following remarks.

### **I. Formal Matters:**

#### **A. Interview Summary Under 37 C.F.R. §1.133**

A telephonic interview occurred between Applicants' representative, Michael Lukon and Examiner D'Agosta on January 7, 2005. Applicants express their appreciation to the Examiner for taking the time to conduct the productive and pleasant interview. The interview covered the rejection of claims 1 and 11. Examiner D'Agosta and Applicants' representative reached agreement regarding the removal of the term "Lucent" and associated content from the allowable claims if amended as stated in the "Allowable Subject Matter" section of the Office Action.

#### **B. Drawing Objections**

The Office Action objected to the drawings since Figs. 1 and 2 do not designate a legend, such as a "Prior Art" legend. Applicants have amended the drawings to comply with the objection.

### **II. Claim Rejections**

#### **Claim Rejections Under 35 U.S.C. §102(e)**

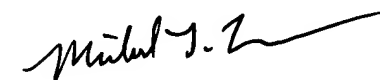
Claims 1-3, 6-8, 11-13, 16-18, and 20-21 have been rejected under 35 U.S.C. §102(e) as being anticipated over United States Patent No. 6,658,646 to Hernandez. Claims 1-3, 6-8, 11-13, 16-18, and 20-21 have been canceled and thus the 102(e) rejection is now moot.

## **CONCLUSION**

For at least these reasons, Applicants assert that the pending claims 4-5, 9, 14-15, and 19 are in condition for allowance. Applicants further assert that this response addresses each and

every point of the Office Action, and respectfully request that the Examiner pass this application with claims 4-5, 9, 14-15, and 19 to allowance. Should the Examiner feel that a telephone interview with Applicants' attorney would further advance the case, please contact Applicants' attorney at 404.954.5040.

Respectfully submitted,  
MERCHANT & GOULD, LLC



Michael Lukon  
Reg. No. 48,164

Merchant & Gould  
P.O. Box 2903  
Minneapolis, Minnesota 55402-9946  
Telephone: 404.954.5100

